



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Nicosia, A. et al.

Serial No.: 09/463,098

Filed: May 15, 2000

Group Art Unit: 1639

Examiner: Wessendorf, Teresa D.

For: MIMOTOPES OF HYPERVARIABLE REGION 1 OF THE E2  
GLYCOPROTEIN OF HCV AND USES THEREOF

### NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Applicant(s) hereby appeal(s) to the Board of Appeals from the decision dated February 8, 2005 of the  
Examiner rejecting claims 32-38, 40, 43-44 and 97.

The item checked below is appropriate:

- Fee not required (Fee paid in prior appeal).  
 Charge the \$500 fee to Deposit Account No. 13-2755.

(Duplicate copy of this Notice is enclosed herewith)

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account **13-2755**. Duplicate copies of this sheet are enclosed.

Respectfully submitted,

By: Sheldon O. Heber  
Attorney for Applicant(s)

Reg. No. 38,179

MERCK & CO., INC.  
Patent Department, RY60-30  
P.O. Box 2000  
Rahway, N.J. 07065-0907  
(732)594-1958

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

MERCK & CO., INC.

By Sheldon O. Heber Date 6-27-05

06/30/2005 TBESHAI 00000009 132755 09463098

01 FC:1401 500.00 DA  
IN DUPLICATE

DATE: June 27, 2005